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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

OUR FILE NO.  
1163-101-63

September 28, 1993

Mr. William F. Caton  
Acting Secretary  
Federal Communications Commission  
1919 M Street, N.W., Room 222  
Washington, D.C. 20554

Reference: MM Docket No. 93-51  
New Albany, Indiana

Dear Mr. Caton:

Transmitted herewith are an original and six copies of a Motion For Extension of Time.

If there are any questions in regard to this matter, kindly communicate directly with this office.

Respectfully submitted,

**MARTHA J. HUBER, RITA  
REYNA BRENT, MIDAMERICA  
ELECTRONICS, INC. & STATON  
COMMUNICATIONS, INC.**

By 

Henry A. Solomon  
Liaison Counsel

HAS:dh  
Enclosure

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Before The

SEP 28 1993

**Federal Communications Commission**

Washington, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

In re Applications of

MM Docket No. 93-51

**MARTHA J. HUBER, et al.,**For Construction Permit for a  
New FM Station on Channel 234A  
in New Albany, IndianaTO: The Honorable Richard L. Sippel  
Administrative Law Judge**MOTION FOR EXTENSION OF TIME**

Martha J. Huber, Rita Reyna Brent, Midamerica Electronics Service, Inc., and Staton Communications, Inc., (the "Applicants"), though Liaison Counsel, respectfully move for an extension of time from October 4, 1993,<sup>1</sup> to and including **Monday, November 6, 1993**, within which to file settlement and related pleadings and documents in the captioned proceeding. In support hereof the following is shown:

1. As set forth in Liaison Counsel's letter of September 17, 1993, the settlement among the Applicants has been modified: There will be two settlements -- one among three of the four Applicants and another involving three of the applicants and Staton Communications, Inc. ("Staton"). A draft of an agreement incorporating the proposed settlement among the three surviving applicants and Staton has been approved and should be signed within the next several days. The Applicants have retained counsel in Indiana, have formed a corporation

<sup>1</sup> By Order (FCC 93M-541) released August 20, 1993, the Presiding Judge directed the parties to file an appropriate petition for leave to amend, a definitive universal settlement agreement, and a motion for summary decision by October 4, 1993.

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(New Albany Broadcasting Co., Inc.), and are in the process of finalizing a stockholders' agreement. It is anticipated that such agreement will be signed within the next five to ten business days. Finally, the three merging Applicants are close to deciding which application will be amended to reflect the new corporation. The amending party, of course, will have to prepare its motion for summary decision.

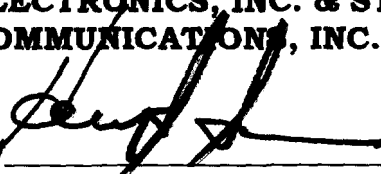
2. In sum, the Applicants believe they have been diligent and that consequently good cause exists for granting the requested extension. They are confident they will be able to file all settlement documents and the summary decision motion within the additional thirty-day period requested herein.

WHEREFORE, THE PREMISES CONSIDERED, It is respectfully requested that the subject Motion be Granted.

Respectfully submitted,

**MARTHA J. HUBER, RITA  
REYNA BRENT, MIDAMERICA  
ELECTRONICS, INC. & STATON  
COMMUNICATIONS, INC.**

By



Henry A. Solomon  
Liaison Counsel

HALEY, BADER & POTTS  
Suite 900  
4350 North Fairfax Drive  
Arlington, VA 22203-1633  
703/841-0606

September 28, 1993

**CERTIFICATE OF SERVICE**

I, Dinah L. Hood, a secretary in the law firm of Haley, Bader & Potts, hereby certify that a copy of the foregoing **"Motion For Extension of Time"** was mailed, postage pre-paid, this 28th day of September, 1993 to the following:

The Honorable Richard L. Sippel \*      \* Hand Delivered  
Administrative Law Judge  
Federal Communications Commission  
2000 L Street, N.W., Suite 214  
Washington, D.C. 20554

James Shook, Esquire \*  
Hearing Branch, Enforcement Division  
Mass Media Bureau  
Federal Communications Commission  
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Hardy and Carey  
111 Veterans Boulevard, Suite 255  
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(Counsel for Midamerica Electronics  
Service, Inc.)

  
Dinah L. Hood